



House of Representatives

General Assembly

File No. 488

January Session, 2011

Substitute House Bill No. 6458

House of Representatives, April 7, 2011

The Committee on Energy and Technology reported through REP. NARDELLO of the 89th Dist., Chairperson of the Committee on the part of the House, that the substitute bill ought to pass.

AN ACT CONCERNING PERIODIC REVIEW OF VIDEO PROVIDERS.

Be it enacted by the Senate and House of Representatives in General Assembly convened:

- 1 Section 1. (NEW) (*Effective July 1, 2011*) The Department of Public
- 2 Utility Control shall conduct a performance review of every person,
- 3 entity or company holding a certificate of public convenience and
- 4 necessity to provide community antenna television service, a certificate
- 5 of cable franchise authority or a certificate of video franchise authority,
- 6 as such terms are defined in section 16-1 of the general statutes, to
- 7 review the state of the industry and to ensure compliance with the
- 8 terms and conditions of each such certificate as applicable. The
- 9 performance review may include, but not be limited to, issues
- 10 concerning customer service, community access support, management
- 11 of outages, service to handicapped and low-income customers and
- 12 cooperation with the department. After the initial review required
- 13 pursuant to this section, the department shall conduct subsequent
- 14 reviews every five years. Each performance review pursuant to this

15 section shall be conducted as a contested case and include an
16 opportunity for a hearing in accordance with chapter 54 of the general
17 statutes. The Attorney General and the Office of Consumer Counsel
18 shall be parties to any such contested case. The department may
19 designate the applicable advisory council as an intervenor in any such
20 contested case.

This act shall take effect as follows and shall amend the following sections:		
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Section 1	<i>July 1, 2011</i>	New section
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ET *Joint Favorable Subst.*

The following Fiscal Impact Statement and Bill Analysis are prepared for the benefit of the members of the General Assembly, solely for purposes of information, summarization and explanation and do not represent the intent of the General Assembly or either chamber thereof for any purpose. In general, fiscal impacts are based upon a variety of informational sources, including the analyst's professional knowledge. Whenever applicable, agency data is consulted as part of the analysis, however final products do not necessarily reflect an assessment from any specific department.

OFA Fiscal Note***State Impact:*** None***Municipal Impact:*** None***Explanation***

The bill, which requires the Department of Public Utility Control to conduct a review of each firm holding a certificate to provide cable TV service, results in no anticipated fiscal impact to the state or municipalities.

The Out Years***State Impact:*** None***Municipal Impact:*** None

OLR Bill Analysis**sHB 6458****AN ACT CONCERNING PERIODIC REVIEW OF VIDEO PROVIDERS.****SUMMARY:**

This bill requires the Department of Public Utility Control (DPUC) to conduct a performance review of each firm holding a certificate to provide cable TV service to (1) review the state of the industry and (2) ensure compliance with the applicable terms and conditions of each certificate. The performance review may address such things as customer service issues, community access support, management of outages, service to handicapped and low-income customers, and cooperation with DPUC. After the initial review, DPUC must conduct subsequent reviews every five years.

Each performance review must be conducted as a contested case under the Uniform Administrative Procedure Act with the attorney general and the Office of Consumer Counsel as parties and include an opportunity for a hearing. DPUC may designate the applicable advisory council as an intervenor in any case.

EFFECTIVE DATE: July 1, 2011

COMMITTEE ACTION

Energy and Technology Committee

Joint Favorable Substitute

Yea 16 Nay 5 (03/22/2011)